

**COUNCIL and COMMITTEE SESSION SUMMARY**

**Wednesday, March 10, 2010 - Tuesday, March 16, 2010**

*This summary is not intended to be the official record of the Council –  
Official minutes are available for that purpose in the Office of Legislative Information Services*

<b>PHED</b>	<b>9:00 AM - 3CHR</b> <i>To be televised live on County Cable Montgomery</i>	
<b>Mar 10</b>	(1) • Gaithersburg West Master Plan (Michaelson)	Worksession
<b>T&amp;E</b>	<b>9:30 AM - 7CHR</b>	
<b>Mar 11</b>	<b><u>Capital Improvements Program</u></b> (1) • Department of Transportation ( <i>continued</i> ) (Orlin)	Worksession
	• <b>PROPOSED CLOSED SESSION</b> for the purpose of considering acquisition of real property for a public purpose and matters related directly thereto, pursuant to Maryland Code, State Government Article, §10-508 (a)(3). Topic is North County Maintenance Depot. ( <i>7th floor Conference Room</i> ) (Orlin/Faden)	Closed session
<b>ED</b>	<b>9:30 AM - 3CCR</b> <i>To be televised live on County Cable Montgomery</i>	
<b>Mar 11</b>	<b><u>Capital Improvements Program</u></b> (1) • County Government: MCPS food distribution facility ( <i>continued</i> ) (McMillan) (2) • County Government: MCPS and M-NCPPC maintenance facilities ( <i>continued</i> ) (McMillan) (3) • Montgomery County Public Schools ( <i>continued</i> ) (Levchenko/McGuire)	Worksession
	(4) • Special appropriation -MCPS - \$6.75 million for relocatable classrooms (Levchenko)	Recommended approval
<b>PHED</b>	<b>10:15 AM - 7CHR</b>	
<b>Mar 15</b>	(1) • ZTA 09-07, Life Sciences Center (LSC) Zone - Revisions (Zyontz)	Worksession; to be continued 3/24/10
<b>MFP/PS</b>	<b>2:00 PM - 7CHR</b>	
<b>Mar 15</b>	(1) • Public Safety System Modernization ( <i>continued</i> ) (Toregas/Davidson)	Worksession
<b>MONDAY, MARCH 15, 2010</b>		
	8:30 <b>MEETING</b> with County Executive - Operating Budget transmittal (2 <sup>nd</sup> floor EOB)	Discussion
	(1) 12:30 <b>DISCUSSION</b> - State Legislative Program ( <i>6<sup>th</sup> floor Council Conference Room - Not televised</i> ) (Wenger)	Cancelled
<b>TUESDAY, MARCH 16, 2010</b>		
	9:30 <b>INVOCATION</b> - Reverend Dr. Stephanie Nagley, St. Luke's Episcopal Church, Bethesda	Invocation was given by Reverend Dr. Stephanie Nagley

**TUESDAY, MARCH 16, 2010**

<b>RES/ORD</b>	<b>SUBJECT</b>	<b>ACTION</b>
	9:35 <b>GENERAL BUSINESS</b> (Lauer)	
	A. <b>Announcement</b> - Agenda and Calendar Changes	Noted changes
(2)	B. <b>Acknowledgement</b> - Receipt of Petitions	Acknowledged petitions
	C. <b>Action</b> - Approval of Minutes: March 2, 2010	Approved (7y; RB, VE ta)*
(3)	9:40 <b>CONSENT CALENDAR</b>	Approved (8y; VE ta)
<b>16-1280</b>	A. <b>Action</b> - Resolution to approve Fire, Rescue, EMS, and Community Risk Reduction Master Plan Update (Davidson)  <i>PS Committee recommends approval.</i>	Adopted
<b>16-1281</b>	B. <b>Action</b> - Confirmation of County Executive appointments to the Animal Matters Hearing Board: Shelley Janashek, Allan Cohen, Marlene Schooler, Dawn Forsythe, Lynn Novelli (Ferber)	Adopted
<b>16-1282</b>	C. <b>Action</b> - Confirmation of County Executive appointments to the Commission on Aging: Myrna Cooperstein, Nhora Murphy, Beth Shapiro, Alicia Bazan-Jimenez, Elaine Binder, Michael Goldman, Leslie Marks, Mona Negm, Spencer Schron (Ferber)	Adopted
<b>16-1283</b>	D. <b>Action</b> - Confirmation of County Executive appointment to the Commission on People with Disabilities: Betsy Jett (Ferber)	Adopted
<b>16-1284</b>	E. <b>Action</b> - Confirmation of County Executive appointments to the Mental Health Advisory Committee: Rhona Sollod, Scott Davis, Kathleen McCallum, Linda Bart, Donna (DJ) Jones-Reilly, J. Thomas Thornburgh (Ferber)	Adopted
<b>16-1285</b>	F. <b>Action</b> - Confirmation of County Executive appointments to the Sign Review Board: Brian Porto, Barbara Berschler, Coblens Scherr (Ferber)	Adopted
<b>16-1286</b>	G. <b>Action</b> - Confirmation of County Executive appointment to the Department of Permitting Services Advisory Committee: Sylke Knuppel (Ferber)	Adopted
	9:45 <b>LEGISLATIVE SESSION Day # 6</b>	
	A. Introduction of Bills	
(4)	• <b>Expedited Bill 8-10</b> , Finance - Public Facilities - Agricultural Easements, sponsored by PHED Committee (Mihill)  <i>Public Hearing is scheduled for 4/6/10 at 1:30 pm.</i>	Introduced

**TUESDAY, MARCH 16, 2010**

<b>RES/ORD</b>	<b>SUBJECT</b>	<b>ACTION</b>
	B. Call of Bills for Final Reading	
(5) (Drummer)	• <b>Bill 2-10</b> , Personnel - Contracts - Retaliation  <i>MFP Committee recommends approval with amendments.</i>	Enacted (9y)
(6)	• <b>Expedited Bill 45-09</b> , Contracts and Procurement - Amendments (Drummer)  <i>T&amp;E Committee recommends approval with amendments.</i>	Enacted (9y)
(7)	• <b>Expedited Bill 5-10</b> , Economic Development - Biotechnology Credit - County Supplement (Faden)  <i>PHED Committee recommends approval with amendments.</i>	Enacted (7y; PA, ME n)*
(8) (Faden)	• <b>Bill 34-09</b> , Forest Conservation - Enforcement  <i>T&amp;E Committee recommends approval with amendments.</i>	Enacted (9y)
(9)	• <b>Bill 27-09</b> , Ethics - Amendments (Faden)  <i>MFP Committee recommends approval with amendments.</i>	Enacted (9y)
(10) (Faden)	• <b>Bill 12-09</b> , Ethics - Ex Parte Communications  <i>MFP Committee recommends approval with amendments.</i>	Enacted with amendments (9y)
	<b>10:30 DISTRICT COUNCIL SESSION</b>	
	(11) A. <b>Introduction</b> - Zoning Text Amendment 10-03, Exemptions - Legal Dwellings, sponsored by Councilmember Knapp (Zyontz)	Introduced
<b>16-1287</b>	<i>Action - Resolution to establish public hearing for 4/20/10 at 1:30 pm.</i>	Adopted (8y; NN ta)
	(12) B. <b>Introduction</b> - Resolution to amend Growth Policy: White Flint Metro Station Policy Area (Orlin)  <i>Public Hearing is scheduled for 3/23/10 at 1:30 pm.</i>	Introduced
<b>O-16-45</b>	(13) C. <b>Action</b> - Zoning Text Amendment 09-13, Transit Mixed-Use (TMX) Zone - Prior approvals (Zyontz)  <i>PHED Committee recommends approval with amendments.</i>	Enacted (8y; VE n)

**TUESDAY, MARCH 16, 2010**

RES/ORD	SUBJECT	ACTION
	<p>(14)           D. <b>Action</b> - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)  <b>Application No: G-882</b>  <b>Applicant:</b> Foundation for Advanced Education in Sciences (Stephen Z. Kaufman and Heather Dlhopsky, Attorneys)  <b>Property:</b> 4.08 acres located at 9204, 9206, 9208, 9214 Cypress Avenue and 5201, 5205 Cedar Lane, Bethesda</p>	Deferred
<b>16-1288</b>	<p>(15)           E. <b>Action</b> - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)  <b>Application No: G-845</b>  <b>Corrected: Applicant:</b> Georgia Avenue, Inc. (Jody S. Kline, Attorney)  <b>Property:</b> 3.6 acres of land located at 11501 Georgia Avenue and 2413, 2411, and 2409 Blueridge Avenue, Silver Spring</p>	Adopted (8y; VE ta)
<b>16-1289</b>	<p>(16)           F. <b>Action</b> - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)  <b>Application No: G-848</b>  <b>Applicant:</b> Olympus Real Estate Group, LLC (Jody S. Kline, Attorney)  <b>Property:</b> 4.7 acres of land located at 13991, 13999 and 14001 Old Columbia Pike, Silver Spring, between Briggs Chaney Road and Paint Branch High School</p>	Adopted (9y)
<b>16-1290</b>	<p>(17)           G. <b>Action</b> - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)  <b>Application No: G-855</b>  <b>Applicant:</b> East-West Residential, LLC, (Jody S. Kline, Attorney)  <b>Property:</b> 30,814 square feet of land located at 4350 Montgomery Avenue, Bethesda, Maryland, near the intersection of Montgomery Avenue and East West Highway</p>	Adopted (9y)
<b>16-1291</b>	<p>(18)           H. <b>Action</b> - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)  <b>Application No: G-886</b>  <b>Applicant:</b> Curtis and Carol Benesh, (C. Martin and Debra S. Borden, Attorneys)  <b>Property:</b> 16,475 square feet of land located at 19330 Liberty Mill Road, Germantown</p>	Adopted (9y)

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<b>RES/ORD</b>	<b>SUBJECT</b>	<b>ACTION</b>
	<b>Add:</b> (18.1) I. <b>Introduction</b> - Zoning Text Amendment 10-04, C-2 Zone - Automobile Filling Stations, sponsored by the District Council at the request of the County Executive (Zyontz)	Introduced
<b>16-1292</b>	<b>Action</b> - Resolution to establish public hearing for 4/20/10 at 1:30 pm.	Adopted
	11:00 <b>WORKSESSION - FY11-16 Capital Improvements Program (CIP):</b>  (19) • Health and Human Services (Yao) (21) • Recreation (Yao) (22) • Revenue Authority (McGuire) (20) • Libraries (McGuire)	Worksession
	12:00 <b>RECESS</b>	
<b>MFP</b>	<b>12:15 PM - 5CCR</b>	
<b>Mar 16</b>	<b>Meeting as the Audit Committee</b> <i>Council President and Vice President are ex-officio voting members</i> (1) • Update on Inspector General’s Four Year Work Plan (Richards/Rubin) (2) • Update on DHHS Contracting Practices (Richards/Rubin)	Update
	1:30 <b>PUBLIC HEARING</b> - Germantown Sectional Map Amendment (G-887) (Michaelson)  <i>Note: This hearing has been postponed to 7:30 pm this evening.</i>	Postponed until 7:30 P.M.
	(24) 1:30 <b>PUBLIC HEARING</b> - Zoning Text Amendment 10-02, Residential Townhouse (RT) Zones - Existing dwellings (Zyontz)  <i>PHED Committee worksession will be scheduled at a later date.</i>	PH held; record open until COB 3/23/10
<b>16-1293</b>	(25) 1:30 <b>PUBLIC HEARING/ACTION</b> - Resolution to extend designation of the County’s Local Management Board (Yao)	PH held; record closed. Adopted (7y; VE, DT ta)
<b>16-1294</b>	(26) 1:30 <b>PUBLIC HEARING/ACTION</b> - Special appropriation to the Montgomery County Public Schools’ FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program - \$6.75 million, for relocatable classrooms (Source: Current Revenue) (Levchenko)  <i>ED Committee recommendation will be available 3/11/10.</i>	PH held; record closed. Adopted (7y; VE, DT ta)

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RES/ORD	SUBJECT	ACTION
	1:45 <b>WORKSESSION - FY11-16 CIP:</b>	
	(27) • Judicial Center Annex (Frag)	Deferred
	(28) • Public Safety Training Academy (McMillan) (29) • Fire and Rescue (Davidson) (30) • Cost Sharing-MCG (Ferber) (31) • Conservation of Natural Resources - agricultural land preservation (Ferber) (32) • General Government: Economic Development projects (Ferber) (33) • General Government projects (Sherer) (34) • General Government - Technology Modernization (Toregas) (35) • FiberNet (Toregas) (36) • Integrated Justice Information System (IJIS) (Toregas) (38) • Transportation (Orlin)	Worksession
	5:00 <b>ADJOURN</b>	
	(39) 7:30 <b>PUBLIC HEARING</b> - Germantown Sectional Map Amendment (G-887) (Michaelson)  <i>PHED Committee worksession tentatively scheduled for 4/5/10.</i>	PH held; record open until COB 3/19/10

y=yes; n=no; ta=temporarily absent